

United States District Court  
Southern District of New York

Document #

**823**

U.S.A.

U.S.C.A. # 96-1988

U.S.D.C. # 90 cv 5722

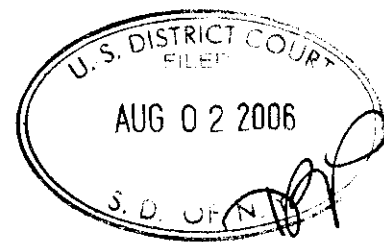
-v-

U.S.D.J.: Katz

District Council of N.Y.C., Et AL

Date: 8 / 2 / 06

**Notice to the Docket Clerk**



( ) Original Record

(157) Supplemental Record

The record in the above entitled case was indexed to the U.S.C.A. for the  
Second Circuit on the 2nd Day of August, 2006.

United States District Court for  
the Southern District of New York

Date 8/2/06

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U.S.A.

U.S.C.A.# 06-1988

-v-

U.S.D.C.# 90 cv 5722

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District Council of N.Y.C., et Al

D.C. Judge. KATZ

1ST Supplemental Index To The Record On Appeal

Prepared by (Name): Calvin Coleman  
Firms Name: U.S. Attorney's Office, U.S.A.O.J.  
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City, State & Zip: New York, N.Y. 10007  
Firms Phone#: 212-637-1563

**District Court Docket Entries**  
**Document Description**

**Doc.#**

- |   |          |
|---|----------|
| 1) <u>Supplemental Clerk's Certificate</u>  | <u>0</u> |
| 2) <u>See Attached Circled docket Sheet</u> | _____    |
| 3) _____                                    | _____    |
| 4) <u>ALL CIRCLED DOCUMENTS</u>             | _____    |
| 5) <u>ALREADY PART OF ORIGINAL</u>          | _____    |
| 6) <u>INDEX - BEGINNING PART</u>            | _____    |
| 7) <u>OF DOCKET WAS ARCHIVED.</u>           | _____    |
| 8) _____                                    | _____    |
| 9) _____                                    | _____    |
| 10) _____                                   | _____    |

**United States District Court for  
the Southern District of New York**

Date 8/2/06

U.S.C.A. # 06-1988

U.S.D.C. # 90 cv 5722

D.C. JUDGE KATZ

U.S.A.

-v-

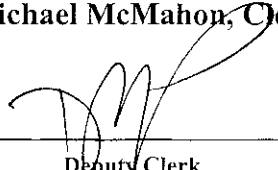
District Council of NYC, et al

1ST **Supplemental Clerk's Certificate**

I, J. Michael McMahon, Clerk of the Court of the United States District Court for the Southern District of New York, do hereby certify that the certified extract of the docket entries and the original filed papers numbered \_\_\_\_\_ Through \_\_\_\_\_, inclusive, constitute the Supplemental record on appeal in the above entitled proceedings.

In Testimony Whereof, I have caused the seal of said Court to be hereunto affixed, at the City of New York, this 2nd Day of August In this year of our Lord, Two Thousand and Six, and the Independence of the United States this 231<sup>ST</sup> year.

**J. Michael McMahon, Clerk**

By   
Deputy Clerk

United States District Court for  
the Southern District of New York

Date: 8/2/06

U.S.A.

U.S.C.A. # 06-1988

-v-

U.S.D.C. # 90 cv 5722

District Council of N.Y.C., et al

D.C. Judge: KATZ

Extract Of Docket Entries

Date

Document Description

See Attached Circled Docket Sheet

J. Michael McMahon, Clerk

BY: 

Deputy Clerk

## CIVIL DOCKET CONTINUATION SHEET

FF UNITED STATES OF AMERICA	DEFENDANT DISTRICT COUNCIL OF NYC ETC et al	DOCKET NO. 5722 PAGE 1A OF PAGES
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DATE	NR.	PROCEEDINGS
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UNITED STATES OF AMERICA,

90

Plaintiff,

- against -

DISTRICT COUNCIL OF NEW YORK CITY  
AND VICINITY OF THE UNITED BROTHERHOOD  
OF CARPENTERS AND JOINERS OF AMERICA,

PASCHAL McGUINNESS, President,  
IRVING ZEIDMAN, First Vice President,  
FREDERICK W. DEVINE, Second Vice President,  
FRANCIS J.P. McHALE, Secretary-Treasurer,

ANTHONY SALERNO, a/k/a "Fat Tony,"  
VINCENT DiNAPOLI,  
LOUIS DiNAPOLI,  
PETER DeFEO,  
ALEXANDER MORELLI, a/k/a "Black Alex,"  
LIBORIO BELLOMO, a/k/a "Barney,"

Defendants.

Case 1:90-cv-05722-VM Document 823 Filed 08/02/06 Page 6 of 17														
DOCKET YR. NUMBER	OR	FILED MO. DAY YR.			J	C	CL	U	S	R	23	FILED YR. NUMBER	JURY DEM.	DOCKET YR. NUMBER
90 5722	1	9	6	90	1	470						0865	36061	90 5722

## PLAINTIFFS

UNITED STATES OF AMERICA

## DEFENDANTS

HAIGHT, J.

DISTRICT COUNCIL OF NEW YORK CITY  
AND VICINITY OF THE UNITED BROTHERHOOD  
OF CARPENTERS AND JOINERS OF AMERICA  
SEE (PAGE 1A FOR FURTHER LISTING)

## CAUSE

(CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE  
IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)

USC 1391 Action: Racketeer Influenced and Corrupt Organizations act ("RICO")

## ATTORNEYS

ROGER S. HAYES  
ACTING U.S. ATTY.  
BY: MARLA ALHADEFF  
ONE ST. ANDREW'S PLAZA  
NEW YORK, NEW YORK 10007  
(212) 791-1958  
MA 0335

For Deft: Paschal McGuinness  
Daminic F. Amorosa  
233 Broadway - Ste. 3008  
New York, N.Y. 10007  
(212) 406-7000

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
	SEP 06 1990	USA		JS-5	
				JS-6	5/2/96

DATE	NR.	PROCEEDINGS
9-6-90	1	Fld Complaint: Issued summons and Notice purs to 28 USC 636 (c). JL
9-6-90	2	Fld. Government's MEMORANDUM OF LAW in support of its motion for Preliminary Relief. JL
9-6-90	3	Fld: AFFDVT of Marcello Svedese In Re: personal knowledge of the influence of organized crime in the District Council of N.Y. City. JL
9-6-90	4	Fld. DECLARATION of Vincent Cafaro In Re: personal knowledge of the influence of the Genovese Family over the District Council. JL
9-6-90	5	Fld. AFFDVT OF Michael Gedell in Re: certain aspects of the corruption within the District Council. JL
9-6-90	6	Fld. DECLARATION of Jesse Hyman in Re: personal knowledge of the influence of organized crime in the District Council of N.Y. City. JL
9-6-90	7	Fld. DECLARATION of Marla Alhadeff in support of plttf's application for preliminary relief. JL
9-6-90	8	Fld. OTSC: Ordered that defts Anthony Salerno, Vincent DiNapoli, Louis DiNapoli, Peter DeFeo, Alexander Morelli, Liborio Bellomo show cause why an Order should not be entered enjoining & Restraining the defts from participating in any way in the affairs of the District Council...RET 9-13-90. LASKER, J. CMC JL
9-6-90	9	Fld. EXHIBITS to the Alhadeff Declaration. JL
9-6-90	10	Fld. EXHIBITS to the Alhadeff Declaration. JL
9-6-90	11	Fld. COMPLAINT EXHIBITS. JL
9-13-90	--	HEARING begun & concluded 9-13-90 on Govt's OSC & Temp. Restraining Order. GQ
9-12-90	12	Fld Summons & RETURN OF SERVICE that summons & complt was served upon: Paschal McGuinness BY: Margaret Morrison On 9-6-90. GQ
9-12-90	13	Fld Summons & RETURN OF SERVICE that summons & complt was served upon: Irving Zeidman BY: Margaret Morrison On 9-6-90. GQ
9-12-90	14	Fld Summons & RETURN OF SERVICE that summons & complt was served upon: Frederick W. Devine BY: Margaret Morrison On 9-6-90 GQ
9-12-90	15	Fld Summons & RETURN OF SERVICE that summons & complt was served upon: Francis J.P. McHale BY: Margaret Morrison On 9-6-90. GQ
9-12-90	16	Fld Summons & RETURN OF SERVICE that summons & complt was served upon: Peter DeFeo BY: Personally On 9-6-90 GQ
9-12-90	17	Fld Summons & RETURN OF SERVICE that summons & complt was served upon: District Council of N.Y.C. & Vicinity of the United Brotherhood of Carpenters & Joiners of America BY: Margaret Morrison On 9-6-90. GQ
9-12-90	18	Fld Summons & RETURN OF SERVICE that summons & complt was served upon: Liborio Bellomo BY: Personally On 9-10-90. GQ
9-12-90	19	Fld Summons & RETURN OF SERVICE that summons & complt was served upon: Alexander Morelli BY: Marion Morelli On 9-7-90. GQ

*Cont'd on Page 3*

## CIVIL DOCKET CONTINUATION SHEET

FF

DEFENDANT

DISTRICT COUNCIL OF N.Y.C. , et al.

DOCKET NO. 722

PAGE 3 OF 3 PAGES

DATE	NR.	PROCEEDINGS (CSH)
9-17-90	(20)	Fld. MEMORANDUM OPINION & ORDER #66719: Defts will file papers addressing the complaint & the government's motion for a preliminary injunction by 10-29-90. The government will serve & file its reply papers by 11-12-90. The penultimate decretal paragraph in the Order signed by Judge Lasker on 9-6-90, is vacated. Documentay discovery may proceed...HAIGHT,J. CMC JL
10-1-90	(21)	Fld. summons and return of service of the summons and cmplt served upon: VINCENT DiNAPOLI by personal service on 9-7-90. v
10-2-90	(22)	Fld. SUMMONS & RETURN OF SERVICE OF S/C UPON: Medical Center for Federal Prisoners By: personal service On: 9-10-90 JL
10-5-90	(23)	Fld. SUMMONS & AFFDVT OF SERVICE OF S/C Upon: District Council of N.Y.C. & Vicinity of the United Brotherhood of Carpenters & Joiners of America, et al. by: personal service On: 9-10-90 JL
10-31-90	(24)	Fld. STIP & ORDER that time for defts to answer or move with respect to the complaint is extended until 11-20-90...HAIGHT,J. JL
11-9-90	(25)	Fld. STIP & ORDER that those defts' time to move or answer with respect to the Complaint & to respond to plttf's motion for a preliminary injunction is extended until 11-12-90, & that plttf's time for reply is extended until 11-30-90... HAIGHT,J. JL
11-13-90	(26)	Fld. deft's NOTICE OF MOTION for an Order dismissing the complaint. (Ret date not indicated). JL
11-13-90	(27)	Fld. JOINT MEMORANDUM OF LAW in support of doc#26, deft's motion to dismiss the complaint. JL
11-16-90	(28)	Fld. MEMORANDUM that a Pre-Trial Conference was held & concluded on 11-14-90. Cont'd to 12-11-90 at 4:30pm. JL
11-16-90	(29)	Fld. ORDER; The Government will answer the motion to dismiss by the union defts by 11-30-90 & the defts will then have until 12-14-90 to reply....Counsel for the parties are directed to attend a conference on 12-11-90...HAIGHT,J. CMC JL
11-19-90	(30)	Fld. deft. Liborio Bellemo's Notice of Motion for an Order dismissing the complaint. RET 12-14-90. JL
11-20-90	(31)	Filed transcript of record of proceedings dated 9-13-90. GH
11-20-90	(32)	Filed plttfs MEMO OF LAW in opposition to defts motion to dismiss and to stike surplusage. GH
12-14-90	(33)	Fld. STIP & ORDER that the District Council will retain Michael F. Armstrong, Esq who will serve as the Independent Counsel, to conduct investigations into alleged misconduct at the Local or District Council Level...HAIGHT,J. JL

*Continued on P 4*



## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO.
U.S.A.		DISTRICT COUNCIL OF N.Y.C., et ano	PAGE 4 OF 4
DATE	NR.	PROCEEDINGS	(CSH)
12-14-90	34	Fld. JOINT REPLY MEMORANDUM OF LAW in support of Union Defts' Motion to Dismiss the Complaint or, alternatively, to strike prejudicial surplusage. (received night deposit 12-14-90 at 6:40pm). JL	
1-3-91	35	Fld. MEMORANDUM that Pre-trial conference held & concluded 1-2-91. JL	
1-3-91	36	Fld. STIP & ORDER that the U.S.'s time to respond to Bellomo's motion to dismiss is extended until 2-11-91...Bellomo's time to respond to the U.S.'s Requests for the Production of Documents is extended until 2-11-91...HAIGHT, J. JL	
1-4-91	37	Fld. Government's First Notice of Depositions upon John J. O'Connor, Patrick "Sandy" Campbell, Jr., Paul Adler & those persons listed on the attached schedule at the dates & times indicated. JL	
1-14-91	38	Fld. plttf's NOTICE OF MOTION to quash Subpoena. RET 1-28-91. JL	
1-14-91	39	Fld. MEMORANDUM OF LAW in support of doc#38, motion to quash subpoena. JL	
1-15-91	40	Fld. Union defts NOTICE TO TAKE DEPOSITION of Irving Anikstein on 1-22-91. JL	
1-15-91	41	Fld. Union defts' NOTICE TO TAKE DEPOSITION of Marcello Svedese on 2-20-91. JL	
1-15-91	42	Fld. Union deft's NOTICE TO TAKE DEPOSITION of Mario Marcillo on 2-6-91. JL	
1-15-91	43	Fld. Union deft's NOTICE TO TAKE DEPOSITION of Lenny Bush on 1-21-91. JL	
1-15-91	44	Fld. Union defts' NOTICE TO TAKE DEPOSITION of Harold Haegeland on 2-7-91. JL	
1-16-91	45	Fld. Union Defts' Second NOTICE TO TAKE DEPOSITIONS of Harvey Anikstein on 1-23-91, & those persons listed at the dates & times indicated on the attached schedule. JL	
1-17-91	46	Fld. defts. Paschal McGuinness, Irving Zeidman, Frderick W. Devine, and Francis J.P. McHale's NOTICE OF MOTION for entry of a Protective Order, & Limited stay of discovery. RET 2-4-91. JL	
1-17-91	47	Fld. MEMORANDUM OF LAW in support of doc#46, motion for protective Order & limited stay of discovery. JL	
1-29-91	48	Fld. plttf's MEMORANDUM in opposition to deft's Motion for a stay. JL	
1-29-91	49	Fld. DECLARATION of Marla Aldadeff in opposition to the deft's motion for a stay.	
1-30-91	50	Fld. NOTICE TO TAKE DEPOSITION of those persons listed at the dates & times indicated on the attached schedule. JL	
2-7-91	51	Fld. defts. Paschal McGuinness, Irving Zeidman, Frederick W. Devine and Francis J.P. McHale REPLY MEMO of the Officer defts. in further support of their motion for a limited stay of discovery. GH	

## CIVIL DOCKET CONTINUATION SHEET

(CSH)

UNITED STATES OF AMERICA

DEFENDANT

DIST COUNCIL OF NYC & VICINITY OF THE  
UNITED BRO OF CARPENTERS & JOINERS  
OF AMERICA et al

DOCKET NO. 90 CV. 5722

PAGE 5 OF PAGES

DATE	NR.	PROCEEDINGS
2/8/91	(52)	Fld. Defendant's District Council of New York City & Vicinity of the United Brotherhood of Carpenters & Joiners of America Notice of Motion with attached affidavit of Robert G. Morvillo...for an order requiring Leonard Bush to appear for deposition by Robert G. Morvillo and to produce all relevant documents no later than 3/20/91; an order requiring Harvey Anikstein to appear for deposition by Robert G. Morvillo and to produce all relevant documents no later than 3/21/91; & an order barring Leonard Bush and Harvey Anikstein from asserting their Fifth Amendment privilege with respect to any incidents which they have testified before a New York State grand jury etc. (no return date) SC
2/8/91	(53)	Fld. Defendant's, the "District Council", Memorandum of Law in support of Defendant's Motion to Compel Discovery. SC
2-19-91	----	Oral Argument begun & concluded 2-15-91 on deft's motions. Judge's decision reserved. JL
2-19-91	(54)	Fld. non-party witness MEMO OF LAW in opposition to deft's. motion to compel discovery. GH
2-19-91	(55)	Fld. defts. AFFIDAVIT of Lawrence S. Feld in opposition to the motion of deft. District Council for an order to compel Mr. Anikstein to answer questions at a deposition. GH
2-20-91	(56)	Fld. MEMORANDUM of plttf U.S.A. in response to deft's Motion to compel discovery. JL
2-20-91	(57)	Fld. DECLARATION of Gideon A. Schor in support of plttf's response to the motion of deft. District Council of N.Y.C. & Vicinity of the United Brotherhood of Carpenters & Joiners. JL
2-25-91	(58)	Fld. MEMORANDUM of plttf. U.S.A. in response to deft's motion to compel discovery. JL
2/28/91	(59)	Fld. Plaintiff's Memorandum of Law in opposition to Deft's Motion to Compel Discovery. SC
2/28/90	(60)	Fld. Pitff's Affidavit of Harvey Tropp in opposition to the motion of District Council of New York City & Vicinity of the United Brotherhood of Carpenters & Joiners of America etc. SC
3-6-91	(61)	Fld. REPLY MEMORANDUM OF LAW in support of deft's motion to compel. (Received night deposit 3-6-91 at 5:25pm). JL
3-6-91	(62)	Fld. AFFDVT of William J. Dealy, Esq. in support of the Districts Council's motion to compel discovery. (Received night deposit 3-6-91 at 5:25pm). JL
3-6-91	(63)	Fld. AFFDVT of Robert G. Morvillo in support of deft's motion to compel discovery. (Received night deposit 3-6-91 at 5:25pm). JL

DC 111A  
(Rev. 1/75)

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET No. <i>111</i>
UNISISTAT		DISTRICT COUNCIL OF NYC et ano.	PAGE <i>11</i> OF <i>11</i> PAGES
DATE	NR.	PROCEEDINGS	(CSH)
3-12-91	(64)	Fld. plttff's DEPOSITION SUBPOENA to Patrick Campbell on 1-31-91.	JL
3-12-91	(65)	Fld. plttff's DEPOSITION SUBPOENA to Peter Berns on 1-23-91.	JL
3-12-91	(66)	Fld. Plttff's DEPOSITION SUBPOENA to Walter Lee on 1-30-91.	JL
3-12-91	(67)	Fld. Plttff's DEPOSITION SUBPOENA to William Holden on 1-28-91.	JL
3-12-91	(68)	Fld. Plttff's DEPOSITION SUBPOENA to Martin Forde on 1-7-91.	JL
3-12-91	(69)	Fld. Plttff's DEPOSITION SUBPOENA to Frank Perez on 1-24-91.	JL
3-12-91	(70)	Fld. Plttff's DEPOSITION SUBPOENA to Thomas Mazziotta on 2-4-91.	JL
3-12-91	(71)	Fld. Plttff's DEPOSITION SUBPOENA to Louis Moscatiello on 2-6-91.	JL
3-12-91	(72)	Fld. Plttff's DEPOSITION SUBPOENA to Nicholas Cirillo on 2-12-91.	JL
3-12-91	(73)	Fld. Plttff's DEPOSITION SUBPOENA to Patrick "Sandy" Campbell, Jr. on 1-15-91.	JL
3-12-91	74	Fld. Plttff's DEPOSITION SUBPOENA to Steve Healy on 2-5-91.	JL
3-12-91	(75)	Fld. Plttff's DEPOSITION SUBPOENA to Patrick Guerino on 1-22-91.	JL
3-12-91	(76)	Fld. Plttff's DEPOSITION SUBPOENA to Celestine Donaghy on 2-13-91.	JL
3-12-91	(77)	Fld. Plttff's DEPOSITION SUBPOENA to Frank Melia on 1-29-91.	JL
3-12-91	(78)	Fld. Plttff's DEPOSITION SUBPOENA to Ralph Coppola on 2-7-91.	JL
3-15-91	(77)	Fld. TRANSCRIPT FOR PROCEEDINGS HELD ON 1-2-91 at 4:30pm. before Judge Haight.	JL
3-22-91	(78)	Fld. DEPOSITION SUBPOENA & RETURN OF SERVICE Upon: Patrick Harvey On: 1-8-91	JL
3-22-91	(79)	Fld. DEPOSITION SUBPOENA & RETURN OF SERVICE Upon: Paul Adler On: 1-7-91	JL
3-21-91	(80)	Fld. Plttff's NOTICE TO TAKE DEPOSITION of those persons listed at the dates & times indicated on the attached schedule.	JL
4-11-91	(81)	Fld. TRANSCRIPT for proceedings held on 2-15-91 at 9:45am.	JL
4/26/91	(82)	Fld. Plttff's Notice of Depositions...to take the depositions of the following persons on their respective dates: Custodian of Records of the NYC District Council of Carpenters Apprenticeship, Journeymen Retraining, Educational and Industry Fund Custodian of Records of the NYC District Council of Carpenters Supplemental Fund	5/21/91 6/21/91

cont. on p 7

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## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT		DOCKET NO. 90-5722	
UNITED STATES OF AMERICA		DIST. COUNCIL OF NYC & VICINITY etc.		PAGE 7 OF _____ PAGES	
DATE	NR.	PROCEEDINGS			
	82 cont.	Custodian of Records of the Retirement & Pension Plan for Officers and Employees of the NYC District District Council of Carpenters and Related Organizations			5/21/91
		Custodian of Records of the NYC District Council of Carpenters Welfare Fund			5/21/91
		Custodian of Records of the NYC District Council of Carpenters Pension Fund			5/21/91
		Custodian of Records of the NYC District Council of Carpenters Vacation Fund			5/21/91
		Custodian of Records of the NYC District Council of Carpenters Annuity Fund			5/21/91 sc
5-3-91	83	Fld. UNION DEFT's NOTICE TO TAKE DEPOSITION OF: Arnold Kaslow On: 6-13-91 At:10:00am Armand Valenzi On: 6-13-91 At:2:00pm. Standard Drywall On: 6-13-91 At:10:00am Meadow Concrete On: 6-13-91 At:2:00pm.			JL
5-23-91	84	Fld. AFFDVT. OF SERVICE of depostn subpoena served upon: FRANK CALCIANO, SR. To appear: 4-25-91 RM			
5-23-91	85	Fld. AFFDVT. OF SERVICE of depostn subpoena served upon: GENE HANLEY To appear: 4-09-91 RM			
5-23-91	86	Fld. AFFDVT. OF SERVICE of depostn subpoena served upon: DENNIS McCABE To appear: 6-04-91 RM			
5-23-91	87	Fld. AFFDVT. OF SERVICE of depostn subpoena served upon: GEORGE ALBERT To appear: 5-21-91 RM			
5-23-91	88	Fld. AFFDVT OF SERVICE of depostn subpoena served upon: CARMINE SEDITA To appear: 5-07-91 RM			
5-23-91	89	Fld. AFFDVT. OF SERVICE of depostn. subpoena served upon: EDWARD KRAUS To appear: 5-09-91 RM			
5-23-91	90	Fld. AFFDVT. OF SERVICE of depostn. subpoena served upon: BENEDETTO SCHEPIS To appear: 4-23-91 RM			
5-23-91	91	Fld. AFFDVT. OF SERVICE of depostn subpoena served upon: ANTHONY FIORINO To appear: 4-11-91 RM			
5-23-91	92	Fld. AFFDVT. OF SERVICE of depostn. subpoena served upon: STEPHEN CREA To appear: 4-23-91 RM			
5-23-91	93	Fld. AFFDVT. OF SERVICE of depostn. subpoena served upon: CONSTANTINE SABATINO To appear: 6-06-91 RM			
5-23-91	94	Fld. AFFDVT. OF SERVICE of depositn. subpoena served upon: PHILIP FULGIERI To appear: 5-21-91 RM			
5-23-91	95	Fld. AFFDVT. OF SERVICE of depostn subpoena served upon: ROCCO CASSANO To appear: 6-06-91 RM			
5-23-91	96	Fld. AFFIDAVT OF SVCE. of depositn. subpoena served upon: CARMEN FIORE To appear: 5-09-91 RM			
5-23-91	97	Fld. AFFDVT. OF SERVICE of depositn subpoena served upon: ROBERT WALLER, Sr. To appear: 6-04-91 RM			
5-23-91	98	Fld. AFFDVT. OF SERVICE of depostn subpoena served upon: ROBERT WALLER, Jr. To appear: 5-23-91 RM			
5-23-91	99	Fld. AFFDVT. OF SERVICE of depostn subpoena served upon: SAM PALMINTERI To appear: 4-25-91 RM			

sc

JL

over - 7

DC 111A  
(Rev. 1/75)

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT		DOCKET NO. 90-1722	
U.S.A.		DISTRICT COUNCIL OF N.Y.C., etc.		PAGE ____ OF ____ PAGES	
DATE	NR.	PROCEEDINGS		(CSH)	
5-30-91	100	Fld. Pltff's NOTICE TO TAKE DEPOSITION of the following persons at the dates & times indicated: Custodian of Records for; Carpenters Local 17 On: 7-2-91 at 10:00am. " " 20 " " " " 135 " " " " 246 " " " " 257 " " " " 296 " " " " 348 " " " " 531 " " " " 608 " " " " 740 " " " " 902 " " " " 1164 " " " " 1456 " " " " 1536 " " " " 2155 " " " " 2287 " " " " 2710 " " Michael Crimi On: 7-3-91 at 10:00am Michael Pilar On: 7-3-91 at 2:00pm. George James On: 7-16-91 at 10:00am. Brian Collins On: 7-16-91 at 2:00pm. Patrick DiLacio On: 7-18-91 at 10:00am. Bernard Reinertson On: 7-18-91 at 2:00pm. Edward Walaski On: 7-30-91 at 10:00am. John Sorrenti On: 7-30-91 at 12:00pm. Onofrio Arcamone On: 7-30-91 at 2:00pm. Ken Voss On: 8-1-91 at 10:00am. Carpentry Creations, Inc. On: 8-1-91 at 2:00pm.		JL	
6-25-91	----	PRE-TRIAL CONFERENCE HELD by Judge Haight.		JL	
7/2/91	101	Fld. Plaintiff's Notice of Motion for leave to supplement its Complaint; and that defts are requested to serve answering memoranda, if any, upon pltff's attorneys later than 7/12/91. RET: 7/19/91		SC	
7/2/91	102	Fld. Plaintiff's Memorandum of Plaintiff United States of America in support of its Motion To Supplement the Complaint.		SC	
7/2/91	103	Fld. Plaintiff's Declaration of Marla Alhadeff in support of pltff's motion to supplement the Complaint etc.		SC	
7-12-91	104	Fld. MEMORANDUM OF LAW in support of deft. District Council's Motion for a stay of discovery.		JL	
7-12-91	105	Fld. ORDER that this action is referred to the Dist. Ct. Executive for assignment to a magistrate for the purpose of General Pretrial & Discovery Motion. HAIGHT, J.			
7-12-91	----	Fld. MEMO-END on doc#105, Order of reference; Mag. Katz was assigned the matter on 7-12-91. Clifford P. Kirsch Dist. Ct. Executive.		JL	
7-16-91	106	Fld. Pltff's SUPPLEMENTAL COMPLAINT.		JL	

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## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF U.S.A.		DEFENDANT DISTRICT COUNCIL OF N.Y.C., etc.	DOCKET NO. 90-5722 PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	(CSH)
7-17-91	107	Fld. STIP & ORDER by & between the U.S.A. & Moscatiello, that if Moscatiello is asked any questions relating in any way to the matter stipulated to, Moscatiello will decline to answer...purs. to the 5th Amendment...HAIGHT,J. JL	
7-17-91	108	Fld. STIP & ORDER by & between the U.S.A. & Perez, that if Perez is asked any questions relating in any way to the matters stipulated to, Perez will decline to answer purs. to the 5th Amendment...HAIGHT,J. JL	
7-17-91	109	Fld. STIP & ORDER by & between the U.S.A. & Sabatino, that if Sabatino is asked any questions relating in any way to the matters stipulated to, Sabatino will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	110	Fld. STIP & ORDER by & between the U.S.A. & Kraus, that if Kraus is asked any questions relating in any way to the matters stipulated to, Kraus will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	111	Fld. STIP & ORDER by & between the U.S.A. & Lee, that if Lee is asked any question relating in any way to the matters stipulated to, Lee will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	112	Fld. STIP & ORDER by & between the U.S.A. & Harvey, that if Harvey is asked any questions relating in any way to the matters stipulated to, Harvey will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	113	Fld. STIP & ORDER by & between the U.S.A. & Fulgieri, that if Fulgieri is asked questions relating in any way to the matters stipulated to, Fulgieri will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	114	Fld. STIP & ORDER by & between the U.S.A. & Guerino, that if Guerino is asked any questions relating in any way to the matters stipulated to, Guerino will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	115	Fld. STIP & ORDER by & between the U.S.A. & Forde, that if Forde is asked any questions relating in any way to the matters stipulated to, Forde will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	116	Fld. STIP & ORDER by & between the U.S.A. & Fiorino, that if Fiorino is asked any questions relating in any way to the matters stipulated to, Fiorino will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	117	Fld. STIP & ORDER by & between the U.S.A. & Crotty, that if Crotty is asked any questions relating in any way to the matters stipulated to, Crotty will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	118	Fld. STIP & ORDER by & between the U.S.A. & Crea, that if Crea is asked any question relating in any way to the matters stipulated to, Crea will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	
7-17-91	119	Fld. STIP & ORDER by & between the U.S.A. & Cirillo, that if Cirillo is asked any questions relating in any way to the matters stipulated to, Cirillo will decline to answer...purs. to the 5th Amendment. HAIGHT,J. JL	



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PLAINTIFF		DEFENDANT		DOCKET NO. 90-5722	
U.S.A.		DISTRICT COUNCIL OF N.Y.C., et al.		PAGE ____ OF ____ PAGES	
DATE	NR.	PROCEEDINGS		(DNE)	
7-17-91	120	Fld. STIP & ORDER by & between the U.S.A. & Cassano, that if Cassano is asked any questions relating in any way to the matters stipulated to, Cassano will decline to answer purs. to the 5th Amendment. HAIGHT,J. JL			
7-17-91	121	Fld. STIP & ORDER by & between the U.S.A. & Berns, that if Berns is asked any questions relating in any way to the matters stipulated to, Berns will decline to answer purs. to the 5th Amendment. HAIGHT,J. JL			
7-17-91	122	Fld. STIP & ORDER by & between the U.S.A. & Albert, that if Albert is asked any questions relating in any way to the matters stipulated to, Albert will decline to answer purs. to the 5th Amendment. HAIGHT,J. JL			
7-17-91	123	Fld. STIP & ORDER by & between the U.S.A. & Sedita, that if Sedita is asked any questions relating in any way to the matters stipulated to, Sedita will decline to answer purs. to the 5th Amendment. HAIGHT,J. JL			
7-18-91	124	Fld Ptffs DEPOSITION SUBPOENA served upon: Custodian of Records <del>137</del> BY Donald Danielson ON 6-13-91. RM			
7-18-91	125	Fld Ptffs DEPOSITION SUBPOENA served upon: Custodian of Records Local 902 BY Josephine Mari ON 6-13-91 RM			
7-18-91	126	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Rec.'s Lcl 135 BY Theresa Kaplan ON 6-13-91 RM			
7-18-91	127	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust. of Recd's Local 20 BY Pamela Nouvertne ON 6-13-91 RM			
7-18-91	128	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Rec's Local 296 BY Barbara Signorelli ON 6-17-91 RM			
7-18-91	129	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Rec's Local 1164 BY Ernest Svava ON 6-17-91 RM			
7-18-91	130	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Rec's Local 1456 BY Elisabeth Roberts ON 6-13-91 RM			
7-18-91	131	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Rec's Carpenters Local 608 BY James Gavin ON 6-13-91 RM			
7-18-91	132	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Rec's Carp's Local 2287 BY Helen Delaney ON 6-13-91 RM			
7-18-91	133	Fld Ptffs DEPOSITION SUBPOENA served upon: Edward Walaski BY Susan Gardenfeld ON 6-12-91 RM			
7-18-91	134	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Recs Carps Local 246 BY Herman Foullois ON 6-12-91 RM			
7-18-91	135	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Recs Carps Local 348 BY Robin Butler ON 6-12-91 RM			
7-18-91	136	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Recd's Carp's Locl 531 BY Susan Gardenfeld ON 6-12-91 RM			
7-18-91	137	Fld Ptffs DEPOSITION SUBPOENA served upon: Brian Collins BY Paul Salerno ON 6-17-91 RM			
7-18-91	138	Fld Ptffs DEPOSITION SUBPOENA served upon: Bernard Reinertson BY personal ON 6-27-91 RM			
7-18-91	139	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Recs Carps Lcl 17 BY Ann marie Stoyka ON 6-14-91 RM			
7-18-91	140	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Recs Cps Lcl 2710 BY Roy Pessalano ON 6-14-91 RM			
7-18-91	141	Fld Ptffs DEPOSITION SUBPOENA served upon: John Sorrenti BY Ann Marie Stoyka ON 6-14-91 RM			

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PLAINTIFF		DEFENDANT		DOCKET NO. 90cv5722 (CSH) PAGE ____ OF ____ PAGES	
UNITED STATES OF AMERICA		DISTRICT COUNCIL OF N.Y. CITY et al.			
DATE	NR.	PROCEEDINGS			
7-18-91	142	Fld Ptffs DEPOSITION SUBPOENA served upon: Ken Voss BY Ed Caruso ON 7-05-91 RM			
7-18-91	143	Fld Ptffs DEPOSITION SUBPOENA served upon: George James BY Elisabeth Roberts ON 7-01-91 RM			
7-18-91	144	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Rec's Carp's Lcl 1536 BY Rose Nemirka ON 6-12-91 RM			
7-18-91	145	Fld Ptffs DEPOSITION SUBPOENA served upon: Cust of Rec's Carp's Lcl 740 BY Larry Heuden ON 6-17-91 RM			
7-19-91	146	Fld. REPLY MEMORANDUM of plttf. U.S.A. in opposition to a stay of discovery. JL			
7/24/91	147	Fld. MEMORANDUM OPINION & ORDER #68400...This case is before the Court on the defts' motion for a stay of discovery & permission to supplement the existing motion to dismiss because the government has filed a Supplemental Complaint. For the reasons set forth below(as indicated), the motion is granted etc. etc. The existing defts have 20 days from the date of this OPinion & Order to file and serve any supplemental briefs to the outstanding motion to dismiss. The government will then have 14 days to file and serve their response. The defts will have seven days to reply. So Ordered. HAIGHT,J. SC			
7-29-91	148	Fld. DEPOSITION SUBPOENA to Dr. Michael Pilar on 7-3-91 at 2:00pm. JL			
7-29-91	149	Fld. DEPOSITION SUBPOENA to Michael Crimi on 7-3-91 at 10:00am. JL			
8-12-91	150	Fld. DEPOSITION SUBPOENA to Patrick Dilacio on 7-18-91 at 10:00am. JL			
8-12-91	151	Fld. DEPOSITION SUBPOENA to Custodian of Records Carpenters Local 2155 on 7-2-91 at 10:00am. JL			
8-12-91	152	Fld. DEPOSITION SUBPOENA to Carpentry Creations. Inc. on 8-1-91 at 2:00pm. JL			
8-12-91	153	Fld. DEPOSITION SUBPOENA to John R. Abbatemarco on 7-17-91. JL			
8-12-91	154	Fld. DEPOSITION SUBPOENA to Robert J. Cavanaugh on 7-17-91. JL			
8-12-91	155	Fld. DEPOSITION SUBPOENA to George J. Albert on 7-16-91. JL			
8-26-91	156	Fld. Robert Cavanaugh's NOTICE OF MOTION for an Order dismissing the Supplemental Complaint. (no return date indicated). JL			
8-26-91	157	Fld. MEMORANDUM of deft. District Council in support of its motion to dismiss the Supplemetal Complaint. JL			
8-26-91	158	Fld. Henry Putzel's NOTICE OF APPEARANCE as attorney for Robert Cavanaugh. JL			
8-27-91	159	Fld. STIP & ORDER: Deft. Abbatemarco is dismissed as a party deft, without pre-judice to any future actions or proceedings which might be brought by the U.S., or any of its departments or agencies, including naming him as a party deft. in this action in the future....each party is to bear its own costs & attorneys' fees HAIGHT,J. JL			
-27-91	160	Fld. STIP & ORDER by & between the U.S. & Coppola, that if, either at a deposition , or other proceeding in this action. Coppola is asked any questions relating in anyway to the matters indicated in this stip...Coppola will decline to answer purs. to the 5th Amendment...HAIGHT,J. JL			



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PLAINTIFF		DEFENDANT		DOCKET NO. 90-5722	
USA		DISTRICT COUNCIL OF N.Y.C., etc.		PAGE ____ OF ____ PAGES	
DATE	NR.	PROCEEDINGS (CSH)			
8-30-91	161	Fld. TRANSCRIPT for proceedings held on 8-25-91 at 11:25am. JL			
9-3-91	162	Fld. plttf's MEMORANDUM in Opposition to deft's Supplemental Motion to Dismiss. JL			
9-3-91	163	Fld. STIP & ORDER that the District Council of N.Y.C. & Vicinity of the Brotherhood of Carpenters & Joiners of America, Paschal McGuinness, Irving Zeidman, Frederick W. Devine, & Francis J.P. MCHale's time to answer the Supplemental Complaint is hereby extended to 8-20-91 & that plttf's time to respond is hereby extended to 9-3-91 & deft's time to reply is extended until 9-10-91. HAIGHT, J. JL			
9-6-91	164	Fld. deft. Distric Council's Fifth NOTICE TO TAKE DEPOSITION of U.S. Attorney's Office for the S.D.N.Y. on 10-17-91 at 10:00am. JL			
9-6-91	165	Fld. deft. District Council's Sixth NOTICE TO TAKE DEPOSITION of N.Y. State Organized Crime Task Force on 10-15-91 at 10:00am. JL			
9-6-91	166	Fld. deft. District Council's Seventh NOTICE TO TAKE DEPOSITION of; Arnold Koslow on: 10-22-91 at 10:00am. AL DiBernardo on: 10-22-91 at 2:00pm. Ira Zinstein On: 10-24-91 at 10:00am Frank Santimauro on: 10-24-91 at 2:00pm. Jerry Tucci on: 10-29-91 at 10:00am. Marvin Hammerman On: 10-29-91 at 2:00pm. Joseph S. Parisi on: 10-31-91 at 10:00am. Armand Valenzi on: 10-31-91 at 2:00pm. Tucci Construction Corp. on: 10-29-91 at 10:00am. Marvin Hammerman, Inc. On: 10-29-91 at 2:00pm. Parisi, Michael & Sons On: 10-31-91 at 10:00am. Meadow Concrete Corp. On: 10-31-91 at 2:00pm. JL			
9/13/91	167	Fld. Defendant's Reply Memorandum of Defendant District Council in support of Its Motion To Dismiss the Supplemental Complaint. sc			
9-10-91	168	Fld CONSENT TO CHANGE ATTORNEY that Dominic F. Amorosa be substituted as atty. for deft. Paschal McGuinness, in the above action in place of Thomas J. Fitzpatrick. HAIGHT, J. cnc RM			

NO FURTHER ENTRIES,  
SEE COMPUTERIZED DOCKET

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